

## UNITED STATES DISTRICT COURT

Southern

District of

New York

Estelle Weber, individually, on  
behalf of the Bear Stearns Companies,  
Inc., Employee Stock Ownership Plan, and  
all others similarly situated,  
V.

The Bear Stearns Companies, Inc., Custodial  
Trust Company, James Cayne, Alan Schwartz,  
Warren Spector, Samuel Molinaro, Alan  
Greenberg, and John Does 1-20,

**SUMMONS IN A CIVIL ACTION**

TO: (Name and address of Defendant)

The Bear Stearns Companies, Inc., Custodial Trust Company,  
James Cayne, Alan Schwartz, Warren Spector, Samuel Molinaro,  
Alan Greenberg, and John Does 1-20  
383 Madison Avenue  
New York, NY 10179

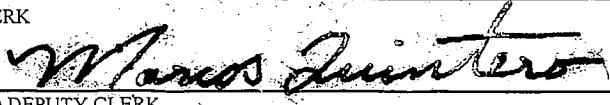
**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

WOLF POPPER LLP  
845 Third Avenue  
New York, NY 10022  
Tel. 212.759.4600

an answer to the complaint which is served on you with this summons, within 20 days after service  
of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you  
for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the  
Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

CLERK

  
(By) DEPUTY CLERK

DATE

MAR 18 2008

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE 3-19-08 1:55 pm	
NAME OF SERVER (PRINT) <i>Christopher Dunleavy</i>	TITLE Managing Clerk	
Check one box below to indicate appropriate method of service		
<input checked="" type="checkbox"/> Served personally upon the defendant's Place where served: <i>320 Park Avenue NYC 10022</i> <i>(Served David Petersak - VP Bear Stearns)</i> 1) The Bear Stearns Companies, Inc. 2) Custodial Trust Company, 3) James Cayne 4) Alan Schwartz, 5) Warren Spector 6) Samuel Molinaro <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: <i>7) Alan Greenberg</i>		
<input type="checkbox"/> Returned unexecuted:  <input type="checkbox"/> Other (specify):		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct. Executed on <u>3-19-08</u> <u><i>Christopher Dunleavy</i></u> Date <u><i>Signature of Server</i></u> <u>845 Third Ave, NY NY 10022</u> <u><i>Address of Server</i></u>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.